

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

THE PRUDENTIAL INSURANCE COMPANY  
OF AMERICA; PRUDENTIAL BANK AND  
TRUST, FSB; and THE GIBRALTAR LIFE  
INSURANCE CO., LTD.,

Plaintiffs,

-against-

J.P. MORGAN SECURITIES LLC (f/k/a J.P.  
MORGAN SECURITIES INC.); J.P. MORGAN  
MORTGAGE ACQUISITION CORPORATION;  
CHASE HOME FINANCE, LLC; J.P. MORGAN  
ACCEPTANCE CORPORATION I; CHASE  
MORTGAGE FINANCE CORPORATION;  
CHASE FUNDING, INC.; EMC MORTGAGE  
LLC (f/k/a EMC MORTGAGE CORPORATION);  
MASTER FUNDING LLC; and BEAR STEARNS  
ASSET BACKED SECURITIES I LLC,

Defendants.

No. 2:12-cv-03489-WHW-MCA

**STIPULATION**

This stipulation is entered into by and between plaintiffs The Prudential Insurance Company of America; Prudential Bank and Trust, FSB; and The Gibraltar Life Insurance Co., Ltd. ("Plaintiffs") and defendants J.P. Morgan Securities LLC (f/k/a J.P. Morgan Securities Inc.); J.P. Morgan Mortgage Acquisition Corporation; Chase Home Finance, LLC; J.P. Morgan Acceptance Corporation I; Chase Mortgage Finance Corporation; Chase Funding, Inc.; EMC Mortgage LLC (f/k/a EMC Mortgage Corporation); Master Funding LLC; and Bear Stearns Asset Backed Securities I LLC ("Defendants") (Plaintiffs and Defendants, collectively, the "Parties").

WHEREAS, Plaintiffs commenced the above-captioned action (the "Action") on April 25, 2012 with the filing of a complaint (the "Complaint") in New Jersey Superior Court in Essex County, New Jersey (the "State Court").

WHEREAS, Defendants removed the Action to the United States District Court for the District of New Jersey (the "Federal Court") on June 11, 2012;

WHEREAS, Plaintiffs filed a motion to remand the case from the Federal Court to the State Court on July 11, 2012 (the "Motion to Remand");

WHEREAS, Plaintiffs have advised Defendants of the existence of additional claims against the Defendants, which arise from additional purchases of mortgage-backed securities by additional Prudential entities not named in the Action (the "Additional Claims");

WHEREAS, Plaintiffs have disclosed a proposed amended complaint (the "Amended Complaint") to Defendants, which Defendants have reviewed;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs and Defendants, through their undersigned counsel, as follows:

1. Defendants do not oppose the filing of Plaintiffs' Amended Complaint. Defendants do, however, reserve all rights with respect to the Amended Complaint, including, but not limited to, the right to move to dismiss the Amended Complaint on the ground that claims therein are barred by the applicable statutes of limitation or repose and do not relate back to the existing claims for purposes of determining compliance with the applicable statutes of limitation or repose. Nothing in this Stipulation is intended to, nor shall, affect the timeliness of any of the claims asserted or to be asserted in this matter.

2. The filing of the Amended Complaint shall not affect the briefing schedule currently in place on the pending Motion to Remand.

3. By entering into this Stipulation, neither party waives any rights (including Plaintiffs' objections to federal jurisdiction), and Defendants agree that the filing of the Amended Complaint shall not prejudice any of Plaintiffs' arguments on the pending Motion to Remand.

DATED: August 24, 2012

NUKK-FREEMAN & CERRA, P.C.

By: 

Robin H. Rome  
636 Morris Turnpike, Suite 2F  
Short Hills, NJ 07078  
Telephone: (973) 564-9100  
Fax: (973) 564-9112  
rrome@nfclegal.com

NORRIS MCLAUGHLIN & MARCUS,  
P.A.

By: 

Robert Mahoney  
721 Route 202-206  
Suite 200  
Bridgewater, NJ 08807-5933  
(908) 722-0700  
rmahoney@nmmlaw.com

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP

Daniel L. Brockett  
David D. Burnett  
51 Madison Avenue, 22nd Floor  
New York, New York 10010-1601  
Telephone: (212) 849-7000  
danbrockett@quinnemanuel.com  
daveburnett@quinnemanuel.com  
(admitted pro hac vice)

Richard A. Schirtzer  
Jeremy D. Andersen  
David C. Armillei  
Jasmine M. Starr  
865 South Figueroa Street, 10th Floor  
Los Angeles, California 90017  
Telephone: (213) 443-3000  
richardschirtzer@quinnemanuel.com  
jeremyandersen@quinnemanuel.com  
davidarmillei@quinnemanuel.com  
jasminestarr@quinnemanuel.com  
(admitted pro hac vice)

*Attorneys for Plaintiffs The Prudential  
Insurance Company of America, Prudential  
Bank and Trust, FSB, and The Gibraltar  
Life Insurance Co., Ltd.*

CRAVATH, SWAINE & MOORE LLP

Daniel Slifkin  
J. Wesley Earnhardt (admitted pro hac  
vice)  
Members of the Firm  
Worldwide Plaza  
825 Eighth Avenue  
New York, NY 10019  
(212) 474-1000  
dslifkin@cravath.com  
wearnhardt@cravath.com

*Attorneys for Defendants J.P. Morgan  
Securities LLC (f/k/a JPMorgan Securities  
Inc.), J.P. Morgan Mortgage Acquisition  
Corporation, J.P. Morgan Acceptance  
Corporation I, Chase Mortgage Finance  
Corp., Chase Funding, Inc., EMC  
Mortgage LLC (f/k/a EMC Mortgage  
Corporation), Bear Stearns Asset Backed  
Securities I LLC, J.P. Morgan Chase Bank,  
N.A. as successor by merger to Chase  
Home Finance, LLC*

SO ORDERED:

Dated:

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The Honorable Madeline Cox Arleo  
United States Magistrate Judge